

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE: NATIONAL FOOTBALL  
LEAGUE PLAYERS' CONCUSSION  
INJURY LITIGATION

No. 2:12-md-02323-AB

MDL No. 2323

THIS DOCUMENT RELATES TO:  
ALL ACTIONS

**STIPULATION AND ~~PROPOSED~~ ORDER**

This Stipulation and Agreement is made this 12th day of July 2012, by and among the National Football League and NFL Properties LLC (the "NFL Defendants"), the Riddell Defendants,<sup>1</sup> and, by and through the Plaintiffs' Executive Committee, all Plaintiffs.

WHEREAS, Plaintiffs intend to file, within two business days after entry of this Stipulation and Order, an Amended Master Administrative Long-Form Complaint, which shall supersede the Master Administrative Long-Form Complaint filed on June 7, 2012 (ECF No. 83);

WHEREAS, Plaintiffs, the NFL Defendants, and the Riddell Defendants stipulate and agree that such an amendment is timely as an amendment "as a matter of course" pursuant to Fed. R. Civ. P. Rule 15(a)(1)(B), and will constitute Plaintiffs' sole such permissible amendment as a matter of course pursuant to Fed. R. Civ. P. Rule 15(a)(1);

---

<sup>1</sup> Riddell Defendants include: Riddell, Inc.; All American Sports Corporation; Riddell Sports Group, Inc.; Easton-Bell Sports, Inc.; Easton-Bell Sports, LLC; EB Sports Corp.; and RBG Holdings Corp.

WHEREAS, Plaintiffs, the NFL Defendants, and the Riddell Defendants further stipulate and agree that the NFL Defendants and the Riddell Defendants do not concede that Plaintiffs' claims have merit, nor do the NFL Defendants or the Riddell Defendants waive any claim or defense against Plaintiffs' claims;

WHEREAS, the Amended Master Administrative Long-Form Complaint adds or revises substantive factual allegations against the NFL Defendants and the Riddell Defendants; and

WHEREAS, Plaintiffs, the NFL Defendants, and the Riddell Defendants recognize that a short extension of time for the NFL Defendants to file their upcoming motion to dismiss on preemption grounds, and for the Riddell Defendants to file their upcoming motion to sever and motion to dismiss on preemption grounds, is warranted to permit the NFL Defendants and the Riddell Defendants to assess the impact, if any, of the substantive amendments contained in the Amended Master Administrative Long-Form Complaint;

NOW, THEREFORE, it is hereby stipulated and agreed by and among the parties and/or their respective counsel as follows:

1. Plaintiffs shall file their Amended Master Administrative Long-Form Complaint within two business days after entry of this Stipulation and Order;
2. All dates with respect to the NFL Defendants' upcoming motion to dismiss on preemption grounds, and the Riddell Defendants upcoming motion to sever and motion to dismiss on preemption grounds, as set forth in Case Management Order No. 2 (as further explained in Case Management Order No. 4 and other subsequent orders) are extended by three (3) weeks, as follows:

Event	Previous Deadline	Amended Deadline
NFL Defendants may file a motion to dismiss on preemption grounds and the Riddell Defendants may file a motion to sever and a motion to dismiss on preemption grounds	By August 9, 2012	By August 30, 2012
Plaintiffs may file responses	By October 10, 2012	By October 31, 2012
NFL Defendants and Riddell Defendants may file replies	By November 26, 2012	By December 17, 2012

**It is so STIPULATED AND AGREED,**

By: Chris Seeger w/permission JK

Date: July 12, 2012

Christopher Seeger  
**SEGER WEISS LLP**  
 77 Water Street  
 New York, NY 10005  
 Phone: (212) 584-0700  
 Fax: (212) 584-0799  
 cseeger@seegerweiss.com

***Plaintiffs' Co-Lead Counsel***

By: Sol Weiss w/permission JK

Date: July 12, 2012

Sol Weiss  
**ANAPOL SCHWARTZ**  
 1710 Spruce Street  
 Philadelphia, PA 19103  
 Phone: (215) 725-1130  
 Fax: (215) 735-2024  
 sweiss@anapolschwartz.com

***Plaintiffs' Co-Lead Counsel***

By: \_\_\_\_\_

Date: \_\_\_\_\_

Beth A. Wilkinson  
**PAUL, WEISS, RIFKIND, WHARTON  
 & GARRISON LLP**  
 2001 K Street, NW  
 Washington, D.C. 20006-1047  
 Phone: (202) 223-7340  
 Fax: (202) 204-7395  
 bwilkinson@paulweiss.com

***Counsel for the NFL Defendants***

By: \_\_\_\_\_

Date: \_\_\_\_\_

Paul Cereghini  
**BOWMAN AND BROOKE LLP**  
 2901 N. Central Avenue, Ste. 1600  
 Phoenix, AZ 85012  
 Phone: (602) 643-2400  
 Fax: (602) 248-0947  
 Paul.cereghini@bowmanandbrooke.com

***Counsel for the Riddell Defendants***

Event	Previous Deadline	Amended Deadline
NFL Defendants may file a motion to dismiss on preemption grounds and the Riddell Defendants may file a motion to sever and a motion to dismiss on preemption grounds	By August 9, 2012	By August 30, 2012
Plaintiffs may file responses	By October 10, 2012	By October 31, 2012
NFL Defendants and Riddell Defendants may file replies	By November 26, 2012	By December 17, 2012

It is so **STIPULATED AND AGREED**,

By: \_\_\_\_\_

By: \_\_\_\_\_

Date: \_\_\_\_\_

Date: \_\_\_\_\_

Christopher Seeger  
**SEGER WEISS LLP**  
 77 Water Street  
 New York, NY 10005  
 Phone: (212) 584-0700  
 Fax: (212) 584-0799  
 cseeger@seegerweiss.com

Sol Weiss  
**ANAPOL SCHWARTZ**  
 1710 Spruce Street  
 Philadelphia, PA 19103  
 Phone: (215) 725-1130  
 Fax: (215) 735-2024  
 sweiss@anapolschwartz.com

*Plaintiffs' Co-Lead Counsel*

*Plaintiffs' Co-Lead Counsel*

By: Beth A. Wilkinson

By: \_\_\_\_\_

Date: July 12, 2012

Date: \_\_\_\_\_

Beth A. Wilkinson  
**PAUL, WEISS, RIFKIND, WHARTON  
 & GARRISON LLP**  
 2001 K Street, NW  
 Washington, D.C. 20006-1047  
 Phone: (202) 223-7340  
 Fax: (202) 204-7395  
 bwilkinson@paulweiss.com

Paul Cereghini  
**BOWMAN AND BROOKE LLP**  
 2901 N. Central Avenue, Ste. 1600  
 Phoenix, AZ 85012  
 Phone: (602) 643-2400  
 Fax: (602) 248-0947  
 Paul.cereghini@bowmanandbrooke.com

*Counsel for the NFL Defendants*

*Counsel for the Riddell Defendants*

Event	Previous Deadline	Amended Deadline
NFL Defendants may file a motion to dismiss on preemption grounds and the Riddell Defendants may file a motion to sever and a motion to dismiss on preemption grounds	By August 9, 2012	By August 30, 2012
Plaintiffs may file responses	By October 10, 2012	By October 31, 2012
NFL Defendants and Riddell Defendants may file replies	By November 26, 2012	By December 17, 2012

**It is so STIPULATED AND AGREED,**

By: \_\_\_\_\_ By: \_\_\_\_\_

Date: \_\_\_\_\_ Date: \_\_\_\_\_

Christopher Seeger  
**SEEGER WEISS LLP**  
 77 Water Street  
 New York, NY 10005  
 Phone: (212) 584-0700  
 Fax: (212) 584-0799  
 cseeger@seegerweiss.com

Sol Weiss  
**ANAPOL SCHWARTZ**  
 1710 Spruce Street  
 Philadelphia, PA 19103  
 Phone: (215) 725-1130  
 Fax: (215) 735-2024  
 sweiss@anapolschwartz.com

***Plaintiffs' Co-Lead Counsel***

***Plaintiffs' Co-Lead Counsel***

By: \_\_\_\_\_ By: 

Date: \_\_\_\_\_ Date: 7/12/12

Beth A. Wilkinson  
**PAUL, WEISS, RIFKIND, WHARTON  
 & GARRISON LLP**  
 2001 K Street, NW  
 Washington, D.C. 20006-1047  
 Phone: (202) 223-7340  
 Fax: (202) 204-7395  
 bwilkinson@paulweiss.com

Paul Cereghini  
**BOWMAN AND BROOKE LLP**  
 2901 N. Central Avenue, Ste. 1600  
 Phoenix, AZ 85012  
 Phone: (602) 643-2400  
 Fax: (602) 248-0947  
 Paul.cereghini@bowmanandbrooke.com

***Counsel for the NFL Defendants***

***Counsel for the Riddell Defendants***

It is so ORDERED.

7/16/12

Date

Anita B. Brody

/s/ Legrome D. Davis

United States District Judge

J. Davis

ENERGON Judge